

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
IRVING ALVIN	:	VIOLATIONS:
	:	18 U.S.C. 371 (conspiracy to commit
	:	armed bank robbery - 1 count)
	:	18 U.S.C. § 2113(d) (attempted armed
	:	bank robbery - 1 count)
	:	18 U.S.C. § 924(c) (use and carrying a
	:	firearm during a crime of violence
	:	- 1 count)
	:	18 U.S.C. § 922(g)(1) (possession of
	:	firearm by convicted felon - 1 count)
	:	18 U.S.C. § 2 (aiding & abetting)
		Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. The PNC Bank was located at 317 Fayette Street, in Conshohocken, Pennsylvania (hereafter "PNC bank"), and the bank's deposits were insured by the Federal Deposit Insurance Corporation.
2. On or about May 1, 2009, in Conshohocken, in the Eastern District of Pennsylvania, and elsewhere, defendant

IRVING ALVIN

conspired and agreed, with others known and unknown to the grand jury, to commit an offense against the United States, that is, to knowingly and unlawfully commit armed bank robbery of the PNC Bank, 317 Fayette Street, in Conshohocken, Pennsylvania (hereafter "the bank"), the

deposits of which were insured by the Federal Deposit Insurance Corporation, in violation of Title 18, United States Code, Section 2113(d).

MANNER AND MEANS

3. It was part of the conspiracy that defendant IRVING ALVIN together with Demetrius White, charged elsewhere, now deceased, met at the rear of the PNC Bank, located at 317 Fayette Street in Conshohocken, shortly before 8:00 a.m. on or about May 1, 2009, to commit a gun-point robbery of the bank.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendant IRVING ALVIN and Demetrius White, committed the following overt acts, among others, in the Eastern District of Pennsylvania:

On or about May 1, 2009:

1. From approximately 5:29 a.m. to 6:55 a.m., there were eight (8) cell phone calls between the cell phones possessed by defendant IRVING ALVIN and Demetrius White, all originating and terminating in the vicinity of West Philadelphia, Pennsylvania.

2. Defendant IRVING ALVIN and Demetrius White, went to the vicinity of the PNC Bank, each possessing a loaded 9mm handgun.

3. After a Conshohocken Borough police officer observed defendant IRVING ALVIN crouching in the vicinity of an air conditioning unit outside of the PNC bank, and ordered him to stop, defendant ALVIN fled, carrying a bag containing a larger duffle bag, a black cut-off T-shirt sleeve, a screwdriver, 20 clear plastic zip straps, and a fully loaded Smith & Wesson 9mm pistol.

4. As defendant IRVING ALVIN fled, he threw a bag containing a larger duffle bag, a black cut-off T-shirt sleeve, a screwdriver, 20 clear plastic zip straps, and a fully loaded Smith & Wesson 9mm pistol onto a garage rooftop, before he was apprehended by police approximately eight blocks from the bank.

5. Meanwhile Demetrius White fled from the vicinity of the bank, while carrying a loaded 9mm semi-automatic pistol, a two-way radio, and leather gloves.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 1 and 3, and Overt Acts 1 through 5 of Count One of this indictment are incorporated here.

2. On or about May 1, 2009, in Conshohocken, in the Eastern District of Pennsylvania, defendant

IRVING ALVIN

knowingly and unlawfully, by force and violence, and by intimidation, attempted to take, and aided and abetted the attempted taking from, employees of the PNC Bank, located at 317 Fayette Street in Conshohocken, lawful currency of the United States, belonging to, and in the care, custody, control, management, and possession of, the PNC Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendant ALVIN knowingly and unlawfully attempted to assault, and put in jeopardy the lives of the employees of the PNC Bank, and other persons, by use of a dangerous weapon, that is, a handgun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 1, 2009, in Conshohocken, in the Eastern District of Pennsylvania, defendant

IRVING ALVIN

knowingly used and carried a firearm, that is, a Smith and Wesson 9mm semi-automatic pistol, Model No. 909, serial number VDB2292, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, the conspiracy to commit armed bank robbery, in violation of Title 18, United States Code, Section 371, and attempted armed bank robbery of the PNC Bank located at 317 Fayette Street, Conshohocken, Pennsylvania, in violation of Title 18, United States Code, Sections 2113(d) and 2.

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 1, 2009, in Conshohocken, in the Eastern District of
Pennsylvania, defendant

IRVING ALVIN

having been convicted in a court of the United States of a crime punishable by imprisonment for
a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm,
that is, a Smith & Wesson 9mm semi-automatic pistol, Model No. 909, serial number VDB2292.

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(e).

NOTICE OF FORFEITURE

As a result of the violations of Title 18, United States Code, Sections 924(c)(1) and 922(g)(1), set forth in this indictment, defendant

IRVING ALVIN

shall forfeit to the United States of America, the firearm and ammunition involved in the commission of such offenses, including, but not limited to:

- (1) one Smith & Wesson 9mm semi-automatic pistol, Model No. 909,
serial number VDB2292; and
- (2) seven rounds of ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

MICHAEL L. LEVY
United States Attorney